

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
JOHN MINCY,	:	VIOLATIONS:
a/k/a Fifty,	:	18 U.S.C. § 1029(b)(2) (conspiracy to
LORI MCDANIEL,	:	commit access device fraud - 2 counts)
a/k/a Rashida Ward,	:	18 U.S.C. § 1029(a)(1) (trafficking in
a/k/a Pie,	:	counterfeit access devices - 2 counts)
MICHAEL HICKSON,	:	18 U.S.C. § 1029(a)(2) (using one or more
a/k/a Makal	:	unauthorized access devices during one-
	:	year period - 2 counts)
	:	18 U.S.C. § 1028A (aggravated identity
	:	theft - 3 counts)
	:	18 U.S.C. § 513(a) (possession of
	:	counterfeit securities - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From at least in or about September 2006, to at least in or about January 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, to knowingly and with intent to defraud, use one or

more unauthorized access devices during any one-year period, and by such conduct obtain anything of value aggregating \$1,000 or more during that period, in violation of Title 18, United States Code, Section 1029(a)(2).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of unauthorized credit and debit cards at stores in various states, including Pennsylvania, New Jersey, and Delaware, to purchase items valued at over \$1,000.

3. Defendants JOHN MINCY and LORI MCDANIEL sold and attempted to sell, at discounted prices, the items fraudulently purchased with the unauthorized credit and debit cards, and received more than \$1,000 in cash.

OVERT ACTS

In furtherance of the conspiracy, defendants JOHN MINCY and LORI MCDANIEL, and others known and unknown to the grand jury, committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

1. On or about September 30, 2006, defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of an unauthorized MasterCard credit card account number, ending in the numbers 7122, to purchase a television, for approximately \$1,749.99, at the Best Buy, in Wilmington, Delaware.

2. On or about September 30, 2006, defendants JOHN MINCY and LORI MCDANIEL met with a person known to the grand jury in the area of 70th Street and Lindberg Avenue, in Philadelphia, Pennsylvania, and sold the television purchased at the Best Buy, in

Wilmington, Delaware, to a person known to the grand jury, for approximately \$1,200.00.

3. On or about November 20, 2006, defendants JOHN MINCY and LORI MCDANIEL used an unauthorized MasterCard credit card account number, ending in the numbers 9245, to purchase a refrigerator, for approximately \$2,647.88, at the Lowe's Home Center, in Plymouth Meeting, Pennsylvania.

4. On or about November 21 and 22, 2006, defendants JOHN MINCY and LORI MCDANIEL attempted to sell the refrigerator purchased at Lowe's Home Center, in Plymouth Meeting, Pennsylvania, to a person known to the grand jury, for approximately \$1,500.00.

5. On or about November 22, 2006, defendants JOHN MINCY and LORI MCDANIEL used an unauthorized Visa credit card account number, ending in the numbers 9422, to purchase approximately \$1,067.86 in items, at the Home Depot, in Mt. Laurel, New Jersey.

6. On or about November 22, 2006, defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of an unauthorized Visa credit card account number, ending in the numbers 9422, to purchase a computer for approximately \$1,155.57, at the Best Buy, in Mt. Laurel, New Jersey.

7. On or about November 22, 2006, defendants JOHN MINCY and LORI MCDANIEL met with a person known to the grand jury in the area of 17th Street and Washington Avenue, in Philadelphia, Pennsylvania, and sold the computer purchased at the Best Buy, in Mt. Laurel, New Jersey, to a person known to the grand jury, for approximately \$700.00.

8. On or about December 8, 2006, defendants JOHN MINCY and LORI

MCDANIEL used and aided and abetted the use of an unauthorized MasterCard credit card account number, ending in the numbers 4260, to purchase a camera, DVD and accessories, for approximately \$791.74, at the Ritz Camera, in Kennett Square, Pennsylvania.

9. On or about December 8, 2006, defendants JOHN MINCY and LORI MCDANIEL met with a person known to the grand jury in the area of 16th Street and Washington Avenue, in Philadelphia, Pennsylvania, and sold the camera, DVD and accessories, purchased at the Ritz Camera, in Kennett Square, Pennsylvania, to a person known to the grand jury, for approximately \$450.00.

10. On or about December 19, 2006, defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of an unauthorized MasterCard credit card account number, ending in the numbers 5736, to purchase a television, for approximately \$402.79, at the Target, in Plymouth Meeting, Pennsylvania.

11. On or about December 20, 2006, defendants JOHN MINCY and LORI MCDANIEL met with a person known to the grand jury in the area of 2nd Street and Girard Avenue, in Philadelphia, Pennsylvania, and sold the television purchased at the Target, in Plymouth Meeting, Pennsylvania, to a person known to the grand jury, for approximately \$240.00.

12. On or about December 24, 2006, defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of an unauthorized Visa credit card account number, ending in the numbers 2081, to purchase a television, for approximately \$1,390.99, at the Best Buy, in Cherry Hill, New Jersey.

13. On or about December 26, 2006, defendants JOHN MINCY and LORI

MCDANIEL used aided and abetted the use of an unauthorized Visa credit card account number, ending in the numbers 2081, to purchase a camera, for approximately \$374.49, at the Target, in Cherry Hill, New Jersey.

14. On or about December 27, 2006, defendants JOHN MINCY and LORI MCDANIEL met with a person known to the grand jury in the area of 2nd Street and Girard Avenue, in Philadelphia, Pennsylvania, and sold the television and the camera purchased at the Best Buy and the Target, in Cherry Hill, New Jersey, to a person known to the grand jury, for approximately \$1,150.00. Defendant JOHN MINCY received an initial payment of approximately \$600 cash from a person known to the grand jury and agreed that his debt to a person known to grand jury for approximately \$350 was satisfied.

15. On or about December 28, 2006, defendant JOHN MINCY met with a person known to the grand jury in the area of 16th Street and Washington Avenue, in Philadelphia, Pennsylvania, and received the remaining approximately \$200 owed for the television and the camera purchased at the Best Buy and the Target, in Cherry Hill, New Jersey.

16. On or about December 30, 2006, defendants JOHN MINCY and LORI MCDANIEL used and aided and abetted the use of an unauthorized Visa credit card account number, ending in the numbers 4767, to purchase a camcorder, for approximately \$427.99, at the Target, in Cherry Hill, New Jersey.

17. On or about January 4, 2007, defendant JOHN MINCY met with a person known to the grand jury in the area of 16th Street and Washington Avenue, in Philadelphia, Pennsylvania, and sold the camcorder purchased at the Target, in Cherry Hill, New Jersey, to a person known to the grand jury, for approximately \$260.00.

All in violation of Title 18, United States Code, Section 1029(b)(2).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 20, 2006, in the Eastern District of Pennsylvania,
defendants

**JOHN MINCY,
a/k/a Fifty, and
LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

knowingly and with the intent to defraud used, and aided and abetted and willfully caused the use of, one or more unauthorized access devices, that is, an unauthorized MasterCard credit card account number, ending in the numbers 9245, in the name of “N.B.,” to obtain things of value aggregating \$1,000 or more during a one-year period, thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 1029(a)(2) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

From in or about September 2006, to in or about January 2007, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

knowingly and with the intent to defraud used, and aided and abetted and willfully caused the use of, one or more unauthorized access devices, that is, an unauthorized MasterCard credit card account number, ending in the numbers 7122, in the name of “M.O.,” an unauthorized Visa credit card account number, ending in the numbers 9422, in the name of “E.M.,” an unauthorized MasterCard credit card account number, ending in the numbers 4260, in the name of “E.S.,” an unauthorized MasterCard credit card account number, ending in the numbers 5736, in the name of “S.B.,” an unauthorized Visa credit card account number, ending in the numbers 2081, in the name of “D.D.,” and an unauthorized Visa credit card account number, ending in the numbers 4767, in the name of “G.R.,” to obtain things of value aggregating \$1,000 or more during a one-year period, thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 1029(a)(2) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 20, 2006, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

knowingly and without lawful authority possessed, and aided and abetted and willfully caused the possession of, a means of identification of another person, that is, a stolen MasterCard credit card account number ending in the numbers 9245, during and in relation to credit card fraud.

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(4) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 19, 2006, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

knowingly and without lawful authority possessed, and aided and abetted and willfully caused the possession of, a means of identification of another person, that is, a stolen MasterCard credit card number ending in the numbers 5736, during and in relation to credit card fraud.

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(4) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

1. From at least in or about January 2007, to at least in or about March 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
MICHAEL HICKSON,
a/k/a Makal,**

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, to knowingly and with intent to defraud traffic in one or more counterfeit access devices, in violation of Title 18, United States Code, Section 1029(a)(1).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendant MICHAEL HICKSON supplied the counterfeit credit cards.
3. Defendant JOHN MINCY sold the counterfeit credit cards.
4. Defendants JOHN MINCY and MICHAEL HICKSON received payment from the sale of the counterfeit credit cards.

OVERT ACTS

In furtherance of the conspiracy, defendants JOHN MINCY and MICHAEL HICKSON, and others known and unknown to the grand jury, committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

1. On or about February 22, 2007, defendant JOHN MINCY met with a

person known to the grand jury in the area of the 1500 block of Washington Avenue, in Philadelphia, Pennsylvania, and delivered three counterfeit Visa credit cards to a person known to the grand jury.

2. On or about February 28, 2007, defendant JOHN MINCY met with a person known to the grand jury in the area of 16th Street and Washington Avenue, in Philadelphia, Pennsylvania, and delivered one counterfeit Visa credit card to a person known to the grand jury.

3. On or about March 8, 2007, defendants JOHN MINCY and MICHAEL HICKSON met with a person known to the grand jury in the area of Wayne Avenue and Cheltenham Avenue, in Philadelphia, Pennsylvania, and received approximately \$100.00 as payment for the counterfeit Visa credit card delivered on or about February 28, 2007.

All in violation of Title 18, United States Code, Section 1029(b)(2).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 22, 2007, in the Eastern District of Pennsylvania,
defendants

**JOHN MINCY,
a/k/a Fifty, and
MICHAEL HICKSON,
a/k/a Makal**

knowingly and with the intent to defraud trafficked in, and aided and abetted and willfully caused
the trafficking in of, one or more counterfeit access devices, that is, the following three
counterfeit Visa credit cards:

(1) counterfeit Visa credit card with account number ending in the numbers 2538,
in the name of "A.F.,"

(2) counterfeit Visa credit card with account number ending in the numbers 7701,
in the name of "R.B.," and

(3) counterfeit Visa credit card with account number ending in the numbers 4921,
in the name of "P.E.,"

thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 1029(a)(1) and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 28, 2007, in the Eastern District of Pennsylvania,
defendants

**JOHN MINCY,
a/k/a Fifty, and
MICHAEL HICKSON,
a/k/a Makal**

knowingly and with the intent to defraud trafficked in, and aided and abetted and willfully caused the trafficking in of, one or more counterfeit access devices, that is, one counterfeit Visa credit card with account number ending in the numbers 9021, in the name of “K.H.,” thereby affecting interstate and foreign commerce.

In violation of Title 18, United States Code, Sections 1029(a)(1) and 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 28, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendants

**JOHN MINCY,
a/k/a Fifty, and
MICHAEL HICKSON,
a/k/a Makal**

knowingly and without lawful authority possessed, and aided and abetted and willfully caused the possession of, a means of identification of another person, that is, a stolen Visa credit card account number ending in the numbers 9021, during and in relation to credit card fraud.

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(4) and 2.

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 6, 2007, in the Eastern District of Pennsylvania and elsewhere,
defendant

**MICHAEL HICKSON,
a/k/a Makal,**

with intent to deceive, possessed, and aided and abetted and willfully caused the possession of,
two counterfeit securities of an organization operating in and affecting interstate commerce, that
is, two counterfeit Citizen's Bank checks.

In violation of Title 18, United States Code, Sections 513(a) and 2.

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Sections 1029(a)(1) and (a)(2), as set forth in this indictment, defendant

**JOHN MINCY,
a/k/a Fifty,**

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c)(1)(C), any and all property, real and personal, constituting and derived from proceeds obtained directly or indirectly as a result of such violations, including, but not limited to, \$4,100, and any and all personal property used or intended to be used to commit the offenses.

2. If any of the property described above as being subject to forfeiture as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without

difficulty, it is the intent of the United States, pursuant to Title 18, United States Code, Sections 982(b)(1) and 1029(c)(2), incorporating Title 21, United States Code § 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1029(a)(2), as set forth in this indictment, defendant

**LORI MCDANIEL,
a/k/a Rashida Ward,
a/k/a Pie,**

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c)(1)(C), any and all property, real and personal, constituting and derived from proceeds obtained directly or indirectly as a result of such violations, including, but not limited to, \$4,000, and any and all personal property used or intended to be used to commit the offenses.

2. If any of the property described above as being subject to forfeiture as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without

difficulty, it is the intent of the United States, pursuant to Title 18, United States Code, Sections 982(b)(1) and 1029(c)(2), incorporating Title 21, United States Code § 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 1029(a)(1), as set forth in this indictment, defendant

**MICHAEL HICKSON,
a/k/a Makal,**

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c)(1)(C), any and all property, real and personal, constituting and derived from proceeds obtained directly or indirectly as a result of such violations, including, but not limited to, \$100, and any and all personal property used or intended to be used to commit the offenses.

2. If any of the property described above as being subject to forfeiture as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without

difficulty, it is the intent of the United States, pursuant to Title 18, United States Code, Sections 982(b)(1) and 1029(c)(2), incorporating Title 21, United States Code § 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1029(c).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY